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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 | DAVID BACK,

NO. CIV. S-04-5 LKK/CMK

Plaintiff,

V.

O R D E R

ALLSTATE INSURANCE COMPANY,
INC.,

16 | Defendant.

18 The court has before it what it treated as plaintiff's motion
19 to reconsider its previous order relative to the duty to settle.
20 Essentially for the reasons explicated in defendant's responsive
21 brief, the motion to reconsider is DENIED.

22 IT IS SO ORDERED.

23 DATED: September 14, 2005.

24 || /s/ Lawrence K. Karlton

LAWRENCE K. KARLTON

SENIOR JUDGE

UNITED STATE

UNITED STATES DISTRICT COURT